

रजिस्टरेशन नं ०८०/एस० एम० १४-



# राजपत्र, हिमाचल प्रदेश

## ( असाधारण )

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, शनिवार, 8 मई, 1982/18 बैशाख, 1984

हिमाचल प्रदेश सरकार

निर्वाचन विभाग

अधिसूचना

शिमला-171002, 5 मई, 1982

संख्या 3-6/81-इलैक.—भारत निर्वाचन आयोग की अधिसूचना संख्या 56/82-II, दिनांक 26 अप्रैल, 1982, अंग्रेजी रूपान्तर सहित, जन-साधारण की सूचनार्थ प्रकाशित की जाती है।

आदेश से,  
अनंग पाल,  
मुख्य निर्वाचन अधिकारी,  
हिमाचल प्रदेश।

## भारत निर्वाचन आयोग

“निर्वाचन सदन”  
अशोक मार्ग,  
नई दिल्ली-1,

26 अप्रैल, 1982  
तारीख—  
वैशाख 6, 1904 (शक)

## अधिसूचना

का. आ. . . .—एक मान्यताप्राप्त राजनीतिक दल भारतीय जनता पार्टी द्वारा यह अभ्यावेदन दिया गया है कि मुक्त प्रतीक “फूल” उस दल के लिए आरक्षित प्रतीक “कमल” के सदृश दिखता है और निर्दलीय अभ्यर्थियों को “फूल” प्रतीक के आवंटन से मतदाताओं के मन में भ्रम उत्पन्न होगा। अतः उस दल न यह अनुरोध किया है कि सारे देश के लिए मुक्त प्रतीकों की सूची में से “फूल” प्रतीक निकाल दिया जाए,

और निर्वाचन आयोग को यह समाधान हो गया है कि भारतीय जनता पार्टी का उक्त अनुरोध उचित है,

अतः अब, निर्वाचनों की संचालन नियम, 1961 के नियम 5 और 10, निर्वाचन प्रतीक (आरक्षण और आवंटन) आदेश, 1968 के पैरा 4, 5, 8, 9, 10, 11, 12 और 18 के साथ पठित संविधान के अनुच्छेद 324 द्वारा निर्वाचन आयोग को प्रदत्त शक्तियों तथा इस निमित्त उसे समर्थ बनाने वाली अन्य सभी शक्तियों का प्रयोग करते हुए यह आयोग यह निदेश देता है कि हरियाणा और केरल की विधान सभाओं के साधारण निर्वाचनों के प्रयोजनों के लिए, जो इस समय प्रगति पर है, हरियाणा और केरल राज्यों में मुक्त प्रतीकों की सूची में से “फूल” प्रतीक हटा दिया जाए।

2. निर्वाचन आयोग, निर्वाचन प्रतीक (आरक्षण और आवंटन) आदेश, 1968 के पैरा 17 के उप-पैरा (1) के खण्ड (घ) तथा उप-पैरा (2) और पैरा 8 के अनुसरण में तारीख 23 अप्रैल, 1982 की अपनी अधिसूचना संख्या 56/82-1 द्वारा यथा संशोधित तारीख 8 अप्रैल, 1982 की अपनी अधिसूचना संख्या 56/82 में निम्नलिखित संशोधन और करता है जो तारीख 17 अप्रैल, 1982 से प्रभावी समझा जाएगा, अर्थात्

उक्त अधिसूचना की सारणी 4 में—

- (क) मद सं0 5 हरियाणा के सामने स्तम्भ 2 के नीचे “8-फूल” प्रविष्ट हटा दी जाएगी।
- (ख) 9 से 20 तक की विद्यमान प्रविष्टियां 8 से 19 तक के रूप में पुनः संख्यांकित की जाएंगी,
- (ग) मद सं0 9 केरल के सामने, स्तम्भ 2 के नीचे, “5. फूल” प्रविष्ट हटा दी जाएगी, और
- (घ) 6 से 15 तक की विद्यमान प्रविष्टियां 5 से 14 तक के रूप में पुनः संख्यांकित की जाएंगी।

उक्त संशोधन केवल हरियाणा और केरल के उन विधान सभाओं निर्वाचनों के बारे में प्रभावी रहेंगे जो तारीख 17 अप्रैल, 1982 को जारी की गई अधिसूचनाओं के अनुसरण में हो रहे हैं।

[56/82-II.]

आदेश से,  
(के. गणेशन),  
सचिव।

## ELECTION COMMISSION OF INDIA

Ashok Road,  
New Delhi-1.  
26 April, 1982

Dated \_\_\_\_\_  
Vaisakha 6, 1904 (S)

### NOTIFICATION

**S. O. . .**—Whereas a representation has been made by the Bharatiya Janata Party, a recognised National Party that free symbol 'FLOWER' resembles that Party's reserved symbol 'LOTUS' and allotment of 'Flower' symbol to the independent candidates will cause confusion in the minds of voters and therefore that Party has requested that the symbol 'Flower' be deleted from the list of free symbol all over the country.

And whereas the Commission is satisfied that the said request of Bharatiya Janata Party is reasonable;

Now, therefore, in pursuance of the powers conferred on it by Article 324 of the Constitution read with rule 5 and rule 10 of the Conduct of Elections Rules, 1961, paragraphs 4, 5, 8, 9, 10, 11, 12 and 18 of the Election Symbol (Reservation and Allotment) Order, 1968 and all other powers enabling it in this behalf, the Election Commission hereby directs that for the purposes of the general elections to the Legislative Assemblies of Haryana and Kerala now in progress, the symbol 'Flower' shall be deleted from the list of free symbol in the States of Haryana and Kerala.

2. In pursuance of clause (d) of sub-paragraph (1) and sub-paragraph (2) of paragraph 17 and paragraph 18 of the Election Symbols (Reservation and Allotment) Order, 1968, the Election Commission hereby makes the following further amendments to its notification No. 56/82, dated the 8th April, 1982, as amended *vide* notification No. 56/82-1, dated 23rd April, 1982 which shall be deemed to have been made with effect from the 17th April, 1982, namely,—

In Table 4 of the said notification—

- (a) Against item No. 5. Haryana under column 2, the entry "8. Flower" shall be deleted;
- (b) the existing entries 9 to 20 shall be renumbered as 8 to 19;
- (c) against item 9 Kerala under column 2, the entry "5. Flower" shall be deleted ; and
- (d) the existing entries 6 to 15 shall be renumbered as 5 to 14.

The above amendments shall remain in force only in respect of Assembly elections to Haryana and Kerala which are being held in pursuance of notifications issued on 17 April, 1982.

[56/82-II]

By order,  
(K. GANESAN),  
Secretary.

**REVENUE DEPARTMENT  
(PONG DAM CELL)  
NOTIFICATION**

*Simla, 2, the 4th May, 1982*

**No. 13-4/79-Pong-III.**—The Rajasthan Government Notification No. F. 4 (3)-Rev/Col/82 dated 22nd April, 1982 regarding amendment to the Rajasthan Colonisation (Allotment of Government land to Pong Dam Oustees in the Rajasthan Canal Colony) Rules, 1972 is hereby re-published for general information.

Sd/-,  
*Financial Commissioner-cum-Secretary.*

**REVENUE (COLONISATION) DEPARTMENT  
NOTIFICATION**

*Jaipur, the 22nd April, 1982*

G. S. R. 8.—In exercise of the powers conferred by section 28 read with section 7 of the Rajasthan Colonisation Act, 1954 (Rajasthan Act 27 of 1954), the State Government hereby makes the following rules further to amend the Rajasthan Colonisation (Allotment of Government Land to Pong Dam Oustees in the Rajasthan Canal Colony) Rules, 1972, namely :—

1. (a) These rules may be called the Rajasthan Colonisation (Allotment of Government Land to Pong Dam Oustees in the Rajasthan Canal Colony) (Amendment) Rules, 1982.

(b) They shall come into force on the date of their publication in the Official Gazette.

2. In rule 5 of the Rajasthan Colonisation (Allotment of Government Land to Pong Dam Oustees in the Rajasthan Canal Colony) Rules, 1972, hereinafter to be referred to as the said rules,—

- (a) in sub-rule (7) for the expression “45 days” the expression “90 days” shall be substituted, and
- (b) at the end of sub-rule (7) for the punctuation mark full stop “(.)” the punctuation mark colon “(:)” shall be substituted and, thereafter, the following proviso shall be added, namely :—

“Provided, however, that the period of 60 days from the date of publication in the Official Gazette of the Rajasthan Colonisation (Allotment of Government Land to Pong Dam Oustees in the Rajasthan Canal Colony) (Amendment) Rules, 1982 shall be provided to eligible persons who are eligible under rule 8-A of these rules to apply for the review of the orders cancelling the allotments of land previously made to them.”

3. In rule 6 of the said rules,—

- (a) for the existing sub-rule (3), the following shall be substituted, namely:—
- “(3) Initially, the allotment shall be on Gair Khatedari tenure only, but Khatedari rights shall accrue in the land so allotted after the expiry of ten years from the date of allotment or after the full price of the land, together with other dues of the State Government if any, have been paid by him to the State Government, whichever is later:

Provided that the right to sell the allotted land shall not accrue to the allottee before the expiry of 20 years from the date of allotment;”;

- (b) for the existing sub-rule (6), the following shall be substituted, namely:—
- “(6) The allottee shall cultivate the allotted land personally within the meaning assigned to the expression “land cultivated personally” in clause (VI) of section 2 of the Act;” and
- (c) for the existing sub-rule (7), the following shall be substituted, namely:—

“(7) The allottee shall undertake cultivation on 50% of the irrigated (Command Area) allotted land in the first year following the commencement of irrigation, and on the whole of the command area land by the end of the second year. The allotted un-irrigated land shall be brought under cultivation by the end of the third year from the date of allotment.”

4. In sub-rule (5) of rule 7 of the said rules, for the punctuation mark full stop “(.)” occurring at the end, the punctuation mark colon “(:)” shall be substituted and thereafter, the following proviso shall be added, namely:—

“Provided that in the cases of those persons whose allotments had been cancelled for not paying the instalments as aforesaid and their allotment orders are reviewed and restored, the period of 20 years shall be reckoned from the date on which the original allotment order which was cancelled, had been issued, but the payment of the remaining instalments now due shall be rescheduled and spread over the remaining years in equated annual instalments and interest at the rate of 6% per annum shall be payable by the allottee on instalments which had become over due before such rescheduling.”

5. After rule 8 of the said rules, the following new rule shall be inserted, namely:—

*“8-A. Review and Restoration.*—Notwithstanding anything contained in these rules, the order of cancellation of allotment may be reviewed and, after due enquiry, it may be withdrawn and the order of restoration of the original allotment may be passed by the Allotting Authority on an application presented, within sixty days from the date of coming into force of the Rajasthan Colonisation (Allotment of Government Land to Pong Dam Oustees in the Rajasthan Canal Colony) (Amendment) Rules, 1982, by a person who was previously allotted land under these rules, in the following cases:—

- (i) in which the lands originally allotted were not situated in the command area of the Rajasthan Canal Project, or
- (ii) in which the lands originally allotted were situated in the command area but are still not irrigable:

Provided, however, that in the meanwhile, the lands so allotted were not transferred by the allottees.

*Explanation.—I.* In the cases mentioned at clauses (i) and (ii), alternative command area lands, which are irrigable, shall be allotted to the allottees concerned.

*II.* For the purpose of this rule, the term “irrigable” shall mean that water for irrigation is made available at the outlet of the minor canal concerned, as the construction of field channels is the responsibility of the allottee;

- (iii) in which the allottee had not brought the entire (culturable) allotted land under cultivation within the prescribed period of six months;
- (iv) in which the allottee had not taken possession of the allotted land within the prescribed period of 45 days of the receipt of no-time of allotment;

(v) in which the allottee had failed to pay the prescribed instalments of the reserve price of the land allotted in time; and

(vi) in which the allottee had not cultivated the land personally:

Provided that no order of restoration of the original allotment shall be passed under any of the above clauses, in any case in which an allottee had transferred the land previously allotted to him:

Provided further, that upon restoration of the previous allotment, if the land originally allotted has, meanwhile, been allotted to any other person equivalent area of land shall be allotted elsewhere in the command area to the allottee."

[No. F. 4 (3) Rev./Col./82]

By order of the Governor,

आनन्द मोहन लाल,

*Secretary to the Government.*

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नियन्त्रक, मुद्रण तथा लेखन सामग्री, हिमाचल प्रदेश, शिमला-5 द्वारा मुद्रित तथा प्रकाशित।